

Execution Petition 392/2021 , *uzma vs Edu: Dept:*

18th July, 2022

1. Counsel for the petitioner present. Syed Naseer Ud Din Shah, Asst: Advocate General alongwith Miss. Irshad Begum, DEO(F)Abbottabad (respondent No.3) for respondents present.

2. Respondents submitted copy of order endorsement No. 4963-68/EB-II/Adj:DM dated 05.07.2022 whereby in compliance of the judgment of the Tribunal, the grievance of the petitioner has been redressed. Since the order of the Tribunal has been complied with, therefore, the instant execution petition is filed. Consign.

3. Vide previous order sheet dated 17.05.2022 salary as well as accounts of the office of DEO(F) Abbottabad were attached. As the compliance of the Tribunal's judgment has been made, therefore, the salaries and accounts attached on the previous date, are released.

4. *Pronounced in open court in Abbottabad and given under my hand and seal of the Tribunal on this 18th day of July, 2022.*



(Kalim Arshad Khan)
Chairman
Camp Court Abbottabd.

E.P No 392/2021

17.05.2022 None for the petitioner present. Mr. Muhammad Riaz Khan Painsdakhel, Assistant Advocate General for respondents present.

Respondent No.3 i.e DEO (F) Abbottabad was directed to appear in person through Dy: DEO (F), who appeared on her behalf and had assured presence of the DEO (F) today. It is quarter to 11:00 AM but nobody turned from her side. Salary of DEO (F) Abbottabad stands attached and show cause notice be issued to her as to why further proceedings should not be conducted against her. DEO (F) Abbottabad is directed to appear in person alongwith proper implementation report before S.B on 18.07.2022 at camp court Abbottabad. The District Accounts Officer Abbottabad is also directed to attach accounts of the ^{Office of the} DEO (F) Abbottabad till further orders of this Tribunal.

Copy of this order sheet be sent to the Secretary Elementary and Secondary Education Khyber Pakhtunkhwa to look into the conduct of the District Education Officer (F) Abbottabad.



(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad

16.05.2022

Learned counsel for the petitioner present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General alongwith Ms. Nighat, Dy.DEO (F) Abbottabad for respondents present.

Proper implementation report not submitted. Representative of the respondents seeks further time to submit the same on the next date. Respondent No.3 i.e DEO (F) Abbottabad is directed to appear in person alongwith implementation report failing which coercive measure in the shape of attachment of salary will be initiated against her. To come up for implementation report before S.B on 17.05.2022 at camp court Abbottabad.



(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) ABBOTTABAD

STOP GAP ARRANGMENT

On the pursuance of Honourable Service Tribunal Khyber Pakhtunkhwas Peshawar Mst: Uzma DM Government Middle school Jandala District Abbottabad is hereby adjusted at Government Girls Centennial Model School No.1 Abbottabad on stop gap arrangement on their own pay and grade till further order.

NOTE

Charge report should be sent to all concerned.
No TA /DA is allowed.


DISTRICT EDUCATION OFFICER,
(FEMALE) ABBOTTABAD.

Endst: No 4963-68 /EB-II/Adj:DM

Dated A/Abad the 5 /07/2022.

Copy to the:-

1. Honourable Service Tribunal Khyber Pakhtunkhwa Peshawar.
2. Director Elementary & Secondary Edu: KPK, Peshawar.
3. Principal GGCMSS No.01 District Abbottabad.
4. Headmistress GGMS Jandala.
5. Teachers concerned.
6. Office file.


DISTRICT EDUCATION OFFICER,
(FEMALE) ABBOTTABAD.

E.P. No. 392/21

28.01.2022

Counsel for the petitioner present.

This execution petition has been requisitioned in pursuance to an application submitted on behalf of the petitioner for early hearing. The application is placed on file. Learned counsel contends that despite directions for adjustment/transfer of the petitioner but later than 45 days on receipt of copy of the judgment dated 02.12.2021 at credit of the petitioner. He further contends that the petitioner applied to the DEO (F) Abbottabad through application for compliance of the judgment which was received in the said office on 23.12.2021. The said application was followed by other application but the respondent department is paying no heed to implementation of the judgment of this Tribunal despite the fact that the posts for adjustment of the petitioner are available in light of the judgment. The notice of the execution petition be given to the respondents No. 2 and 3 for the date already fixed i.e. 14.03.2022. In the meantime, the respondents are restrained from making adjustment on the post available in native town of the petitioner or in its surrounding area till date fixed. Notice of the restraint order be also given to the respondents.


Chairman

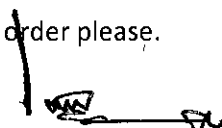

15/03/2022

Form- A

FORM OF ORDER SHEET

Court of _____

Execution Petition No. 392/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	24.12.2021	<p>The execution petition of Mst. Uzma submitted today by Mr. Nasrullah Khan Jadoon Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>- This execution petition be put up before touring S. Bench at A.Abad on <u>14-03-2022</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR**

Execution petition no. 392/2021

CM No. _____/2021

IN

Appeal no. _____/2020

Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

1. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer, Female, Abbottabad.

....RESPONDENTS

APPLICATION

INDEX

S.#	Description	Page No.	Annexure
1.	Application alongwith affidavit	1 to 8	
2.	Copy of judgment dated 02/12/2021	9 to 12	"A"
3.	Copy of applications dated 13/12/2021 & 16/12/2021	13 to 15	"B" & "C"
4.	Copy of promotion order dated 08/12/2021	16 to 17	"D"
5.	Wakalatnama	18	

...APPELLANT

Through

Dated: 24/12 /2021

Nasrullah Khan Jadoon
(NASRULLAH KHAN JADOON)
Advocate High Court, Abbottabad

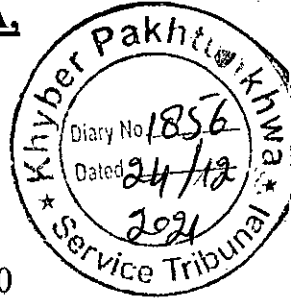
BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR

Execution Petition no. 392/2021

CM No. _____/2021

IN

Service Appeal No. _____/2020



Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

1. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer, Female, Abbottabad.

....RESPONDENTS

SERVICE APPEAL

**APPLICATION FOR IMPLEMENTATION OF
JUDGMENT DATED 02/12/2021 PASSED BY
THIS HONORABLE TRIBUNAL IN THE TITLED
APPEAL.**

Respectfully Sheweth;-

1. That the titled appeal has been decided by this
Honorable Tribunal vide judgment dated 02/12/2021
in the following manner.

“In the view of above, the appeal is accepted and respondent No.3 is directed to forthwith adjust/transfer the appellant on any vacant post if available in any school in or in surrounding of her native town; otherwise, the respondents will manage her transfer in channel of transfers under E-Transfer Policy in any school in or in surrounding of her native town as early as possible but not later than 45 days on receipt of copy of this Judgment”.

Copy of judgment dated 02/12/2021 is attached as Annexure “A”.

2. That the appellant submitted applications to respondent No.3 on 13/12/2021 & 16/12/2021 alongwith the copy of judgment of this Honorable Court. Copy of applications dated 13/12/2021 & 16/12/2021 are annexed as Annexure “B” & “C”.
3. That the post of DM is lying vacant in GGCMS Nawanshehr due to promotion of Mst. Saiqa Umer as SST. Copy of promotion order dated 08/12/2021 is annexed as Annexure “D”.

4. That respondent No.3 despite clear direction of this Honorable tribunal is adamant to implement the orders of this Honorable Tribunal for the reason that the appellant is DM whereas, the post of SDM/DM is vacant. It is worth to mention here that both the posts i.e DM and SDM are of BPS-16, hence, the objection of respondent No.3 is ill founded and not sustainable by any stretch of imagination.
5. That in fact, the respondent No.3 intends to accommodate another teacher of her own choice due to which respondent No.3 is reluctant to issue posting / transfer order of appellant.
6. That respondents are bound to implement the order of this Honorable Tribunal in its true letter and spirit.
7. That valuable rights of appellant are involved.
8. That other grounds shall be urged at the time of arguments.

It is therefore, humbly prayed that respondents, especially respondent No.3 may kindly be directed to implement the order of this Honorable Tribunal in its true letter and spirit.

[Handwritten Signature]

...APPELLANT

Through

Dated: 24/12 /2021

[Handwritten Signature]

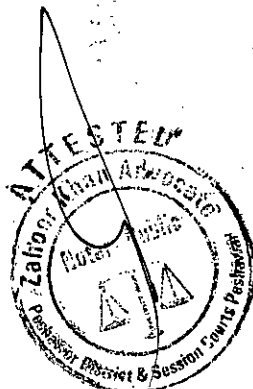
(NASRULLAH KHAN JADOON)
Advocate High Court, Abbottabad

AFFIDAVIT:-

I, *Uzma daughter of Muhammad Suleman, resident of Lower Narrian, Nawanshehr, Tehsil and District Abbottabad*, do hereby solemnly affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

[Handwritten Signature]

DEPONENT



**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR**

CM No._____/2021

IN

Appeal No._____/2020

Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

1. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer, Female, Abbottabad.

....RESPONDENTS

**APPLICATION SEEKING DIRECTION TO
RESPONDENT NO.3 TO BE ABSTAINED FROM
ISSUING TRANSFER / POSTING ORDER OF ANY
OTHER TEACHER IN GGCMS NAWANSHEHR
TILL FINAL DISPOSAL OF THE MAIN
APPLICATION.**

=====
Respectfully Sheweth;-

**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR**

CM No. ____/2021
IN
Service Appeal No. ____/2020

Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

4. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
5. Director Elementary & Secondary Education, KPK, Peshawar.
6. District Education Officer, Female, Abbottabad.

....RESPONDENTS

APPLICATION


INDEX

S.#	Description	Page No.	Annexure
1.	Application seeking direction	1 to 2	

...APPELLANT

Through

Dated: 24/12 /2021


(NASRULLAH KHAN JADOON)
Advocate High Court, Abbottabad


1. That the appellant has filed the accompanying application before this Honorable Tribunal, the contents of the same may graciously be treated as an integral part of this application.
2. That the appellant has brought a good prima-facie arguable case before this Honorable Tribunal and the balance of convenience also leans in favour of appellant.
3. That in case the respondents are succeeded in their nefarious design of posting / transfer of any other person of their own choice, the appellant would be subjected to irreparable loss which may also give rise to multiplicity of proceedings. Hence, this application.

Under the circumstances, it is respectfully prayed that the respondents, especially respondent No.3 may kindly be directed to be abstained from issuance of posting / transfer of any other person in GGCMS Nawanshehr, Abbottabad till final disposal of the main application.


...APPELLANT

Through

Dated: 24/12/2021


(NASRULLAH KHAN JADOON)
Advocate High Court, Abbottabad

**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR**

CM No. ____/2021

IN

Service Appeal No. ____/2020

Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

1. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer, Female, Abbottabad.

....RESPONDENTS

APPLICATION

AFFIDAVIT

I, *Uzma daughter of Muhammad Suleman, resident of Lower Narrian, Nawanshehr, Tehsil and District Abbottabad*, do hereby solemnly affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.



DEPONENT

Attest of *Nasrullah* ANNEX A (3)
BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR.

Khyber Pakhtunkhwa
Service Tribunal

Appeal no. 9263/2020

Diary No. 8237

Dated 04/8/2020

Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

1. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer, Female, Abbottabad.

....RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF KPK
SERVICE TRIBUNAL ACT, 1974 FOR
DECLARATION TO THE EFFECT THAT THE
APPELLANT IS PERMANENT RESIDENT OF
VILLAGE NAWANSHEHR, UNION COUNCIL
NAWANSHEHR AND SHE WAS INDUCTED AS DM
IN THE RESPONDENTS' DEPARTMENT VIDE
ORDER ENDST NO. 1520-33 DATED 17/01/2005
AFTER PASSING OF 15 YEARS, RESPONDENT
DEPARTMENT WAS SUPPOSED TO POST THE
PETITIONER IN HER UNION COUNCIL NEAR HIS

Filed to-day

Naw.
Registrar

4/8/2020

Re-submitted to-day
and filed.

Naw.
Registrar
11/08/2020

Attested
Nasrullah Khan

10

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No. 9263/2020

Date of Institution ... 04.08.2020

Date of Decision ... 02.12.2021

Uzma daughter of Muhammad Suleman, resident of Lower Narrian, Nawanshehr,
Tehsil and District Abbottabad. ... (Appellant)

VERSUS

Government of Khyber Pakhtunkhwa through Secretary, Elementary & Secondary
Education, Peshawar and two other. ... (Respondents)

Present.

Mr. Nasrullah Khan Jadoon
Advocate

For appellant.

Mr. Muhammad Riaz Khan Paindakhel,
Asstt. Advocate General,

For respondents.

MR. AHMAD SULTAN TAREEN
MR. SALAH-UD-DIN,

CHAIRMAN
MEMBER(J)

JUDGMENT

AHMAD SULTAN TAREEN, CHAIRMAN:- The appellant through the above
titled appeal has invoked the jurisdiction of this Tribunal with the prayer that
the respondent may be directed to transfer the appellant from GGMS Jandala
Khaira Gali, to the vicinity of Union Counsel Nawanshehr, Abbottabad.

2. The factual account as given in the memorandum of appeal is summed up
as hereinafter follows. The appellant is permanent resident of Union Council,
Nawanshehr. She got appointment as D.M in the respondent department vide

ATTORNEY

... appointed as GGMS Lower Malkote

Attested
Nasrullah Khan

(11)

for her transfer/posting nearby her residence at Nawanshehr but with no fruitful result. She again submitted an application on 29.08.2018 for her transfer against vacant post in GGHS Upper Kehal which also remained un-responded. Feeling aggrieved, the appellant preferred departmental appeal on 10.03.2020, which remained un-responded within the statutory period of ninety days, hence the present appeal.

3. The appeal was admitted for regular hearing on 20.11.2020. Notices were issued to the respondents for submission of written reply/comments. The respondents have submitted written reply/comments refuting the claim of the appellant with several factual and legal objections and asserted for dismissal of appeal with cost.

4. We have heard arguments of the learned counsel for the parties and perused the available record.

5. Learned counsel for the appellant argued that the appellant is serving as Drawing Master at GMS Jandala which is situated at the distance of 100 K.M from the place of her permanent residence. He further argued that the appellant has spent sufficient long time in hard areas, therefore, as per policy of Provincial Government, she is entitled to be transferred/posted at normal station. He further argued that the appellant applied several times to the competent authority for her transfer to Nawanshehr but he ignored the appellant and have made so many transfers/posting orders of the teachers of their choice.

6. On the other hand, learned Assistant Advocate General, argued that the appellant is a civil servant and under Section 10 of the Civil Servants Act, 1973, every civil servant is bound to serve anywhere in the exigencies of service. He further argued that no doubt the appellant had applied for her transfer, but due to non-availability of post, her application for transfer could not be acceded.

1
S. Qureshi

Attested
Asstullah Ghani

(12)

7. The record reveals that since her appointment in the year, 2005, the appellant is serving in far-flung areas of the District. She applied several times to the competent authority for her transfer to a school situated nearby her home but no action was taken on her request. The appellant could be easily accommodated against the vacant post at GGHS Upper Kehal as pointed out by the appellant in her application dated 29.08.2018 but the respondents turned deaf ear to the request of appellant. The appellant being a female must be accommodated in a school nearby her residence but she has been ignored and remained posted in far-flung areas since her appointment in the year, 2005. The appellant made a good case for indulgence of the Tribunal.

8. In view of the above, the appeal is accepted and respondent No. 3 is directed to forthwith adjust/transfer the appellant on any vacant post if available in any school in or in surrounding of her native town; otherwise, the respondents will manage her transfer in channel of transfers under E-Transfer Policy in any school in or in surrounding of her native town as early as possible but not later than 45 days on receipt of copy of this judgment. Parties are left to bear their own costs. File be consigned to the record room.

(SALAH-UD-DIN)
Member(J)
(Camp Court, A/Abad)

(AHMAD SULTAN TAREEN)
Chairman
(Camp Court, A/Abad)

ANNOUNCED
02.12.2021

Qualified to be full copy

10/2/21
4/18/21
22/

ANNEX
B
13

To,

The Honorable DEO (Female)

Abbottabad.

Subject: COMPLIANCE OF KPK SERVICE TRIBUNAL ORDER DATED DEC 02, 2021

Honorable Maam,

I am the resident of Nawanshehr, Abbottabad and working in far flung Government Middle School Jhandalla, Khir Galli as Drawing Mistress since the last 15 years. Tried lot of time to get posting near my residence but all in vain.

Finally I knock the door of KPK SERVICE TRIBUNAL regarding my posting near my residence; the said tribunal finally gave her decision under CASE#62.63/20 in my favor on DC 02, 2021.

It is to inform you that now in GGCMHS, NAWANSHEHR, ABBOTTABD a post of Drawing Mistress is laying vacant and I am requesting you to please adjust me at the above said vacant post in compliance with KPK SERVICE TRIBUNAL DECISION Dated DEC 02, 2021 in my case# 62,63/20

I will be very thankful to you on this act of kindness.

Yours Obediently



UZMA

Drawing Mistress

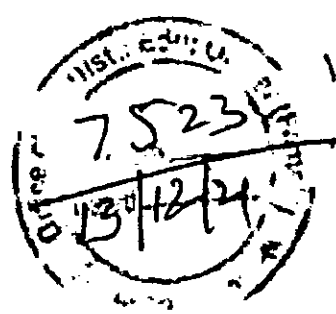
Govt. Girls Middle School

Jhandalah, khir Galli

Date: DEC 13, 2021

EB-II
Put up
File
forward

13/12/2021



بسم اللہ الرحمن الرحیم

(14)

مذکورہ سہ ماہیہ کے دوران میں پورے سال کے دوران میں

14 جولائی 2022ء کو پورے سال کے دوران میں

2022/12/12

بہت سے مسائل اور تفریقوں کی وجہ سے مسائل کے درجہ میں
بہت سے مسائل اور تفریقوں کی وجہ سے مسائل کے درجہ میں

بہت سے مسائل اور تفریقوں کی وجہ سے مسائل کے درجہ میں
بہت سے مسائل اور تفریقوں کی وجہ سے مسائل کے درجہ میں

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Attested
Nasrullah Khan

15

اس سے پہلے صدر 13/12/21 کو میں نے ایک حریف کو
7523 کے نمبر پر فون کیا

میں نے اس سے کہا کہ وہ اس کے لئے
میں نے اس سے کہا کہ وہ اس کے لئے

الموافق
16/12/21

میں نے اس سے کہا کہ وہ اس کے لئے
میں نے اس سے کہا کہ وہ اس کے لئے



Attest -
 [Signature]

[Signature]

Abbottabad, 11/01/2023

NOTIFICATION

Consequent upon the recommendation of Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa, Government and Secondary Education Notification No. SO/HS/1/11/1/SST/2017 dated 11.01.2017 and Finance Department Endorsement No SO(FR)/FD/10/2017/110 dated 16.07.2017, the following names of Teacher DM, Senior AT, Senior FT, Senior Quota Grade I ST, MST, PSHI are hereby promoted to the post of SST (Bio/Chem), SST(Maths/Phy), SST (General) in accordance with the rules and regulations in force, with effect from the date of their appointment, subject to the availability of posts, under the existing policy of the Provincial Government, on the terms and conditions specified below, with immediate effect.

A. SST (Bio/Chem)

ITEM NO.1 PROMOTION OF SCI/CT TO SST(BIO/CHEM) BPS-16 ON REGULAR BASIS.

S#	S/L No.	Name of Teacher/Designation	Name of Previous School	D.O.B	Date of regular Apptt at present post CT	Qualification	Promoted as SST and Place of Posting	Remark
1	114	Farkhanda Mustafa	GGMS, Upper Lohi	01-01-1967	02-02-2019	M.A./M.Ed	GGHS Aziz Bang	A.V.P of SST (B/C)
2	115	Samana Rashid	GGMS, Bangra	26-06-1963	02-02-2019	M.A./B.Ed	GGHS Waziran	A.V.P of SST (B/C)

B. SST (Math/Physics)

ITEM NO.1 PROMOTION OF PSHI TO SST(M/P) BPS-16 ON REGULAR BASIS.

S#	S/L No.	Name of Teacher/Designation	Name of Previous School	D.O.B	Date of regular Apptt at present post PSHI	Qualification	Promoted as SST and Place of Posting	Remark
1	355	Sharshita Khatwal	GGMS, D.I.I	07-02-1983	22-02-2019	M.A./B.Ed	GGHS Hall Maiza	A.V.P of SST (M/P)

C. SST (General)

ITEM NO.1 PROMOTION OF CT/SCT TO SST(G) BPS-16 ON REGULAR BASIS.

S#	S/L No.	Name of Teacher/Designation	Name of Previous School	D.O.B	Date of regular Apptt at present post CT/SCT	Qualification	Promoted as SST and Place of Posting	Remark
1	1	Raheela Khanum	GGCMSS No.1 Atd	15-08-1966	27-02-2013	MA/B.Ed	GGHS Bandl Atti Khan	A.V.P of SST (G)
2	2	Talat Abbasi	GGHS Bakote	21-03-1969	21-02-2013	MA/M.Ed	GGHS Nagri Tutial	A.V.P of SST (G)
3	3	Farzana Shaheen	GGHS Upper Kehal	01-01-1970	18-04-2013	MA/B.Ed	GGHS Jarral	A.V.P of SST (G)
4	4	Samina Younas	GGHSS Kakul	19-09-1972	21-02-2013	MA/B.Ed	GGHS Tajwal	A.V.P of SST (G)
5	5	Yasmeen Anwer	GGHSS Malik Pura	01-05-1968	28-05-2013	MA/B.Ed	GGHS Ban Nara	A.V.P of SST (G)
6	6	Bibi Rubina	GGCMSS No.1 Atd	18-10-1969	18-04-2014	MA/B.Ed	GGHS Tajwal	A.V.P of SST (G)
7	7	Zahida Khatoon	GGCMS Nawasher	08-01-1972	21-02-2013	MA/M.Ed	GGMS Banda Saib Khan	A.V.P of SST (G)
8	8	Gulabeen	GGHSS Malik Pura	02-02-1963	21-02-2013	MA/B.ED	GGMS Langrial	A.V.P of SST (G)

PTO

ITEM NO. 2 PROMOTION OF DM/SDM TO SST(G) BPS-16 ON REGULAR BASIS.

*Attestd
Flanada 17/12*

Name of Teacher/Designation	Name of Previous School	D.O.B	Date of regular Apptt at present post DM/SDM	Qualification	Promoted as SST and Place of Posting	Remarks
4 Salqo Umer	GGCMS Nawasher	02-02-1974	26-02-2013	MA/B.Ed	GGMS Pathar Gall	A.V.P of SST (G)

ITEM NO. 3 PROMOTION OF PSHT TO SST(G) BPS-16 ON REGULAR BASIS.

SN	S/L No.	Name of Teacher/Designation	Name of Previous School	D.O.B	Date of regular Apptt at present post PSHT	Qualification	Promoted as SST and Place of Posting	Remarks
1	86	Asla Bibi	GGPS Gall Bannian	01-02-1975	01-07-1997	BA/B.Ed	GGHS Barbeen	A.V.P of SST (G)
2	89	Naheed Gul	GGPS Karimpura	17-03-1975	01-07-1997	BA/B.Ed	GGHS Khanis Pur Ayubia	A.V.P of SST (G)
3	90	Shazia Iqbal	GGPS Bodla	25-03-1975	01-07-1997	MA/B.Ed	GGHS Lora	A.V.P of SST (G)

TERMS & CONDITIONS

01. They would be on probation for a period of one year extendable for another one year.
02. They will be governed by such rules and regulations as may be issued from time to time by the Government.
03. Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
04. Charge report should be submitted to all concerned.
05. Their Inter-Se-Seniority on lower post will remain intact.
06. No TA/DA is allowed for joining their duty.
07. They will give an under taking to be recorded in their Service Book to the effect that if any over payment is made to them, in light of this order will be recovered and if he/She is wrongly promoted he/She will be reversed.
08. Before handing over charge once again their document may be checked and if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.

(Mst: Rehana Yasmeen)
District Education Officer
(Female) Abbottabad

Endst: No. 11034-43 /EB-I/Vol-IV/Prom S-CT /CT/S-DM/DM/PSHT to SST 2021 dated 08/12/2021.

Copy for information to the:-

01. PS to Secretary to Govt: Khyber Pakhtunkhwa E&SE Department Peshawar.
02. PA to Director E&SE Khyber Pakhtunkhwa Peshawar.
03. Deputy Director (Establishment) Directorate of E&SE Peshawar.
04. District Account office Abbottabad.
05. District Monitoring Officer Abbottabad.
06. B&AO Local office.
07. Principal/Head Mistress concerned schools.
08. SDEO (Female) concerned.
09. EMIS Branch.
10. Official concerned.
11. Office file.

(Handwritten signature)

District Education Officer
(Female) Abbottabad

S.No. 15745

Name of Advocate

DBA NO. TBA NO.

BC No.

R.s.

Rs 200



18
Senior Member, Masood
Finance Secretary
District Bar Association
Abbottabad

بعدالت مدرس محسن علی بی بی اور
عنوان: عظمیٰ بنام موقوفہ صحتیہ کالج اور علیہ
مخائب: سدک نوعیت مقدمہ درخواست اجراء
باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام _____ کے لیے

گندہ ہر حال اور درپے

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا ہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ کچہری کے علاوہ کسی اور جگہ سماعت ہونے پر یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا اختیار کے واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختمہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراء کے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر تاشی ورائسی نامہ و فیصلہ بر حلف کرینے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے بیر و نجات از پٹھن صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یا طرفہ درخواست حکم امتناعی یا قرقی یا گرفتاری و اجراء ڈگری بھی صاحب موصوف کو بشرط ادا ہوگی علیحدہ مختار پیروی کا اختیار ہوگا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزو کی کاروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے جمانے یا اپنے ہمراہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جانہ اتوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے کہ سندر ہے۔

مورخہ: _____ دن _____ ماہ _____ سال

نوٹ: وکالت نامہ کی فوٹو کاپی قابل قبول نہ ہوگی

Accepted
Nasrullah Khan

عظمیٰ
صدر کالج صحتیہ

**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHAWA,
SERVICE TRIBUNAL, PESAHAWAR**

CM No. _____/2022

IN

CM No. _____/202

IN

Service Appeal No.9263/2020

Uzma

VERSUS

Govt. of KPK etc.

APPLICATION

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...APPLICANT/ PETITIONER

Through;

Dated: 28 / 1 /2022



(NASRULLAH KHAN)

Advocate High Court, Abbottabad

**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHAWA,
SERVICE TRIBUNAL, PESAHAWAR**



CM No. _____/2022
IN

CM No. _____/202
IN

Service Appeal No.9263/2020

*put up to the worthy chairman
with appeal.*

*Uzma
28/01/2022*

VERSUS

Govt. of KPK etc.

Put up with file.

28/1/2022

**APPLICATION FOR EARLY HEARING OF THE
TITLED execution.**

Respectfully Sheweth:-

1. That, above titled execution is pending disposal before this Honourable Court and fixed for 14.03.2022.
2. That the matter relates to the transfer of the petitioner, therefore, the captioned execution is to be heard on an early date.
3. That, valuable rights of the applicants are involved.

It is, therefore, respectfully prayed that the titled revision petitions may graciously be ordered to be fixed for early date in the highest interest of justice.

...APPLICANT

Through;

Dated: 28/1 /2022

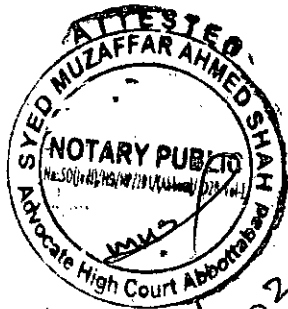
Nasrullah Khan

(NASRULLAH KHAN JADOON)
Advocate High Court, Abbottabad

AFFIDAVIT:-

I, *Uzma daughter of Muhammad Suleman, resident of Lower Narrian, Nawanshehr Tehsil & District Abbottabad*, do hereby solemnly affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

Uzma
DEPONENT



27/01/2022

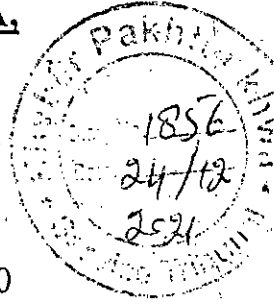
**BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR**

Execution Petition no. 392/2021

CM No. _____/2021

IN

Service Appeal No. _____/2020



Uzma daughter of Muhammad Suleman, resident of Lower Narrian,
Nawanshehr, Tehsil and District Abbottabad.

....APPELLANT

VERSUS

1. Govt. of KPK, through Secretary Elementary and Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, KPK, Peshawar.
3. District Education Officer, Female, Abbottabad.

....RESPONDENTS

SERVICE APPEAL

READER
Khyber Pakhtunkhwa
Service Tribunal at
Camp Court Abbottabad

APPLICATION FOR IMPLEMENTATION OF
JUDGMENT DATED 02/12/2021 PASSED BY
THIS HONORABLE TRIBUNAL IN THE TITLED
APPEAL.

Respectfully Sheweth;-

1. That the titled appeal has been decided by this
Honorable Tribunal vide judgment dated 02/12/2021
in the following manner.

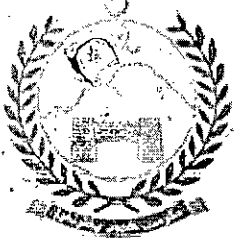
**KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR**

No. 1063-64ST

Dated: 17/05/2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281
Fax:- 091-9213262



To,

The District Accounts Officer,
Abbottabad.

Subject: **ORDER IN EXECUTION PETITION NO. 392/2021 TITLED UZMA-
VS- GOVT: OF KHYBER PAKHTUNKHWA THROUGH
SECRETARY ELEMENTARY & SECONDARY EDUCATION,
PESHAWAR AND OTHERS.**

Sir,

I am directed to forward herewith attested copy of order dated 17.05.2022 passed by this Tribunal on the above subject for attachment of salary and accounts of the office of the District Education Officer (F) Abbottabad till further order by the Tribunal. A report of attachment be sent to the Registrar of this Tribunal within three days positively.

Encl: As above

READER
KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

For REGISTRAR

District Accounts Officer
17/5/22

o/c

E.P No. 392/2021


17.05.2022

None for the petitioner present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for respondents present.

Respondent No.3 re DEO (F) Abbottabad was directed to appear in person through Dy: DEO (F), who appeared on her behalf and had assured presence of the DEO (F) today. It is quarter to 11:00 AM but nobody turned from her side. Salary of DEO (F) Abbottabad stands attached and show cause notice be issued to her as to why further proceedings should not be conducted against her. DEO (F) Abbottabad is directed to appear in person alongwith proper implementation report before S.B on 18.07.2022 at camp court Abbottabad. The District Accounts Officer Abbottabad is also directed to attach accounts of the ^{office of the} DEO (F) Abbottabad till further orders of this Tribunal.

Copy of this order sheet be sent to the Secretary Elementary and Secondary Education Khyber Pakhtunkhwa to look into the conduct of the District Education Officer (F) Abbottabad.

READER
Khyber Pakhtunkhwa
Service Tribunal at
Camp Court Abbottabad


(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 1063-64 /ST

Dated: 17/5/2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281

To

The Secretary Elementary and Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

Subject: ORDER IN EXECUTION PETITION NO 392/2021 MRS. UZMA
DAUGHTER OF MUHAMMAD SULEMAN.

I am directed to forward herewith a certified copy of order dated 17.05.2022 passed by this Tribunal on the above subject for strict compliance.

Encl: As Above.


(WASEEMAKHTAR)

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.